LAW OFFICES

LEYDIG, VOIT & MAYER, LTD.

Two Prudential Plaza, Suite 4900 Chicago, Illinois 60601-6780

TELEPHONE: (312) 616-5600

TELECOPY: (312) 616-5700 (G3)

RETRANSMISSION

The filing receipt issued on Nov. 28, 2005 does not indicated requested

corrections. Correction requested before publication of application

(312) 849-0495 (G4)

FACSIMILE COVER SHEET

DATE: DECEMBER 20, 2005

NUMBER OF PAGES (INCLUDING THIS TRANSMITTAL COVER SHEET): 6

LVM REFERENCE: 235670

FROM: JOHN KILYK, JR./KAS

REGISTRATION No. 30,763

DIRECT LINE: (312) 616-5665

To:

MAIL STOP PCT

PCT LEGAL DEPARTMENT COMMISSIONER FOR PATENTS

P.O. Box 1450

ALEXANDRIA, VA 22313-1450

FACSIMILE NUMBER: (571) 273-0459

IN RE APPLN. OF:

KISHIMOTO ET AL.

APPLICATION NO.

10/534,583

FILED:

MAY 11, 2005

For:

MODIFIED SARCOSINE OXIDASE, PROCESS FOR PRODUCING THE

SAME AND REAGENT COMPOSITION USING THE SAME RECEIVED

ATTORNEY DOCKET: 235670

2 0 DEC 2005

ATTACHED PLEASE FIND THE FOLLOWING DOCUMENTS:

 Legal Staff International Division

REQUEST FOR CORRECTED FILING RECEIPT [2 PAGES] — INITIALLY SUBMITTED NOV. 21, 2005 FILING RECEIPT WITH HIGHLIGHTED CORRECTIONS [3 PAGES] — INITIALLY SUBMITTED NOV. 21, 2005

A confirmation copy of the transmitted document will:

Not be sent. This will be the only form of delivery of the transmitted document.

The information contained in this facsimile transmission is intended only for the use of the individual or entity named above and those properly entitled to access to the information and may contain information that is privileged, confidential, and/or exempt from disclosure under applicable law. If the reader of this transmission is not the intended or an authorized recipient, you are hereby notified that any unauthorized distribution, dissemination, or duplication of this transmission is prohibited. If you have received this transmission in error, please immediately notify us by telephone or facsimile. Thank you.

PATENT Attorney Docket No. 235670 Client Reference 20053B/US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Kishimoto et al.

Application No. 10/534,583

Filing Date: May 11, 2005

For: MODIFIED SARCOSINE OXIDASE, PROCESS FOR PRODUCING THE SAME AND REAGENT COMPOSITION USING

THE SAME

REQUEST FOR CORRECTED FILING RECEIPT

Mail Stop PCT
PCT Legal Department
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants respectfully request that a corrected version of the Official Filing Receipt (copy enclosed) be issued for the above-identified patent application.

The category "ASSIGNMENT FOR PUBLISHED PATENT APPLICATION" should be added and the space underneath should read:

Toyo Boseki Kabushiki Kaisha, Osaka, JAPAN

Please enter this correction as noted on the enclosed marked-up copy of the Official Filing Receipt. The evidence supporting these corrections is as follows:

- 1. The "Application Data Sheet" filed with the above-identified application on May 11, 2005, reciting the Assignment information.
- 2. The Assignment document and Notice of Recordation of Assignment, recorded on November 17, 2005, reciting the Assignee information.

In re Appln. of Kishimoto et al. Application No. 10/534,583

It is believed that there is no charge for this request since the applicants were not responsible for the error on the Official Filing Receipt. However, the Commissioner is hereby authorized to charge any fee that may be required to Deposit Account No. 12-1216.

Respectfully submitted,

John Kilyk, Jr., Reg. No. 32,763
One of the Attorneys for Applicants
LEYDIG, VOIT & MAYER, LTD.
Two Prudential Plaza, Suite 4900
180 North Stetson

Chicago, Illinois 60601-6780 (312) 616-5600 (telephone) (312) 616-5700 (facsimile)

Date: November 21, 2005

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8			
date indicated below being facsimile transmitted to Mail Stop PCT, PCT Legal Department, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Facsimile Number 571-273-0459			
Name (Print/Type)	John Kilyk, Jr.		
Signature	be kt. S.	Date	November 21, 2005
		- · · · · · · · · · · · · · · · · · · ·	

LEYDIG VOIT & MAYER, LTD

CHICAGO, IL 60601-6780

180 NORTH STETSON AVENUE

TWO PRUDENTIAL PLAZA, SUITE 4900





23460

United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS Description of the Commission of the Commissi

FILING OR 371 APPL NO. ART UNIT FIL FEE REC'D (c) DATE ATTY.DOCKET NO **DRAWINGS** TOT CLMS IND CLMS 10/534.583 05/11/2005 1632 1000 235670 22 3

CONFIRMATION NO. 7802

FILING RECEIPT

1 TORIAN BAR IR LUN 180 UND 18

OC000000017359066

Date Mailed: 11/03/2005

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Takahide Kishimoto, Tsuruga-shi, JAPAN; Atsushi Sogabe, Tsuruga-shi, JAPAN; Masanori Oka, Tsuruga-shi, JAPAN;

ASSIGNMENT: Toyo Boseki Kabushiki Kaisha, Osaka, JAPAN

Power of Attorney: The patent practitioners associated with Customer Number 23460.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/JP03/14423 11/13/2003

Foreign Applications

JAPAN 2002-329427 11/13/2002 JAPAN 2002-329428 11/13/2002 JAPAN 2003-33641 02/12/2003

Projected Publication Date: 02/09/2006

Non-Publication Request: No

Early Publication Request: No

Title

Modified sarcosine oxidase, process for producing the same and reagent composition using the same

Preliminary Class

435

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the filing of patent applications on the same invention in member countries, but does not result in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at http://www.uspto.gov/web/offices/pac/doc/general/index.html.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, http://www.stopfakes.gov. Part of a Department of Commerce Initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

************ *** RX REPORT *** ************

RECEPTION OK

TX/RX NO

9770

RECIPIENT ADDRESS

312 616 5700

DESTINATION ID

ST. TIME

12/20 18:45

TIME USE PGS.

00'54

6 ·

RESULT

OK